

**U.S. District Court
District of Vermont (Burlington)
CIVIL DOCKET FOR CASE #: 2:25-cv-00374-wks**

Ozturk v. Hyde et al
Assigned to: Judge William K. Sessions III
Case in other court: Massachusetts, 1:25-cv-10695
Cause: 8:1182 Defend. Denial of Pla. Appl. for Alien
Employment Cer

Date Filed: 04/04/2025
Jury Demand: None
Nature of Suit: 530 Habeas Corpus
(General)
Jurisdiction: U.S. Government Defendant

Petitioner

Rumeysa Ozturk

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Material Witness

Becky Penberthy

Date Filed	#	Docket Text
04/28/2025	<u>113</u>	TRANSMITTED Index on Appeal, Circuit No. 25-1019, re: <u>105</u> Notice of Appeal (Attachments: # <u>1</u> Docket Sheet (public), # <u>2</u> Docket Sheet (sealed), # <u>3</u> Clerk's Certification)(kac) (Entered: 04/28/2025)
04/28/2025	<u>114</u>	NOTICE of Hearing re: <u>1</u> Petition for Writ of Habeas Corpus (2241). Hearing set for 5/22/2025 at 09:00 AM in Burlington Courtroom 110 before Judge William K. Sessions III.(law) (Entered: 04/28/2025)

		04/28/2025)
04/28/2025	<u>115</u>	UNOPPOSED MOTION for Leave to File <i>Brief as Amicus Curiae in Support of Petitioner</i> filed by Foundation for Individual Rights and Expression, National Coalition Against Censorship, The Rutherford Institute, PEN America, The Cato Institute, First Amendment Lawyers Association. (Attachments: # <u>1</u> Proposed Brief)(Diaz, James) Text clarified on 4/29/2025 (law). (Entered: 04/28/2025)
04/28/2025	<u>116</u>	UNOPPOSED MOTION for Appearance Pro Hac Vice of Naz Ahmad (Filing fee \$ 150 receipt number AVTDC-2066895) filed by Rumeysa Ozturk (Attachments: # <u>1</u> Affidavit of Naz Ahmad, # <u>2</u> Certificate of Good Standing) (Ernst, Lia) Modified on 4/29/2025 to clarify text/attachment (sjl). (Entered: 04/28/2025)
04/28/2025	<u>118</u>	ORDER of USCA, Circuit No. 25-1019, as to <u>104</u> Order: motion for a stay pending appeal is referred to the three-judge motions panel sitting on May 6, 2025. An administrative stay of the district court's order to transfer is granted pending decision by the panel. (kac) (Entered: 04/29/2025)
04/29/2025	117	ORDER granting <u>116</u> Unopposed Motion for Admission Pro Hac Vice of Naz Ahmad. Signed by Judge William K. Sessions III on 4/29/2025. (This is a text-only Order.) (eae) (Entered: 04/29/2025)
04/29/2025	<u>119</u>	UNOPPOSED MOTION for Appearance Pro Hac Vice of Conor Fitzpatrick (Filing fee \$ 150 receipt number AVTDC-2067806) filed by Foundation for Individual Rights and Expression (Attachments: # <u>1</u> Declaration of Conor Fitzpatrick, # <u>2</u> Certificate of Good Standing) (Diaz, James) Modified on 4/30/2025 to clarify text/attachment (sjl). (Entered: 04/29/2025)
04/30/2025	120	ORDER granting <u>119</u> Unopposed Motion for Admission Pro Hac Vice of Conor Fitzpatrick. Signed by Judge William K. Sessions III on 4/30/2025. (This is a text-only Order.) (eae) (Entered: 04/30/2025)
05/02/2025	<u>121</u>	MOTION to Withdraw as Attorney filed by Ansche Chesed, Bend the Arc: A Jewish Partnership for Justice, B'nai Jeshurun, Congregation Beth Elohim, Congregation Dorshei Tzedek, Habonim Dror, Harvard Jewish Progressive Alumni, IKAR, J Street, Jewish Center for Justice, Jewish Labor Committee, Keshet, Leo Baeck Temple, Ma'yan Tikvah, New England Jewish Labor Committee, New Israel Fund, New Jewish Narrative, Nexus Project, T'ruah: The Rabbinic Call for Human Rights, Massachusetts, The Boston Workers Circle, The Reconstructionist Rabbinical Assoc, The Workers Circle, Worcester Havurah, Jewish Alliance for Law and Social Action, New York Jewish Agenda, Temple Emanu-El, Temple Micah. (Feitel, Jesse) (Entered: 05/02/2025)
05/02/2025	<u>122</u>	SUPPLEMENTAL MEMORANDUM re: <u>82</u> MOTION for Release Under <i>MAPP v. RENO</i> or in the Alternative MOTION for Return to Vermont filed by Rumeysa Ozturk. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 1-A, # <u>4</u> Exhibit 1-B, # <u>5</u> Exhibit 1-C, # <u>6</u> Exhibit 1-D, # <u>7</u> Exhibit 1-E, # <u>8</u> Exhibit 1-F, # <u>9</u> Exhibit 1-G, # <u>10</u> Exhibit 1-H, # <u>11</u> Exhibit 1-I)(Bava, Julian) Text clarified on 5/4/2025 (law). (Entered: 05/02/2025)
05/07/2025	<u>123</u>	ORDER of USCA, Circuit No. 25-1019, as to <u>105</u> Notice of Appeal; govt's motion for a stay of transfer is DENIED. Govt's request for a writ of mandamus is DENIED. Administrative stay entered by Circuit Court is VACATED. Govt is ORDERED to comply with district court's transfer order within one week of date of this opinion. Circuit Court orders that Ms. Ozturk be physically transferred to ICE custody within the District of Vermont no later than May 14, 2025. The district court may amend its hearing schedule as it deems necessary in light of this order. (kac) (Entered: 05/07/2025)
05/08/2025	<u>124</u>	REVISED NOTICE of Hearing (<i>same date/time</i>): Status Conference set for 5/9/2025 at 09:30 AM in Burlington Courtroom 110 before Judge William K. Sessions III.(law) (Entered: 05/08/2025)
05/08/2025	<u>125</u>	NOTICE of Hearing: Telephone Conference set for 5/8/2025 at 10:00 AM before Judge Kevin J. Doyle. (law) (see page 2 of the notice for Zoom information – audio only) Please be reminded that Judicial Conference policy prohibits the broadcasting of proceedings in federal courts. Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, or rebroadcasting of court proceedings pursuant to Judicial Conference policy. This prohibition applies to counsel, the parties, the media and any member of the public. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court.

		Join ZoomGov Meeting https://vt-uscourts.zoomgov.com/j/1617910049?pwd=AEoTnuXeRzTw4fTU7ocLTDL1yEF5YI.1 One tap mobile: +16468287666, 1617910049 US (New York) Meeting ID: 161 791 0049 Passcode: 951302 (Entered: 05/08/2025)
05/08/2025	<u>126</u>	MINUTE ENTRY for proceedings held before Judge Kevin J. Doyle: Telephone Conference held on 5/8/2025. Monica Allard, Esq. present for petitioner. Michael Drescher, AUSA present for respondent. Statements by counsel re: bail hearing. (Court Reporter: Johanna Masse) (law) (Entered: 05/08/2025)
05/08/2025	<u>127</u>	ORDER granting <u>121</u> Motion to Withdraw as Attorney. Signed by Judge William K. Sessions III on 5/8/2025. (This is a text-only Order.) (eae) (Entered: 05/08/2025)
05/08/2025	<u>128</u>	SECOND REVISED NOTICE of Hearing: Bail Hearing reset for 5/9/2025 10:00 AM in Burlington Courtroom 110 before Judge William K. Sessions III. (Note: petitioner to participate remotely) (law) Text clarified and Main Document 128 replaced on 5/8/2025 (law). (Entered: 05/08/2025)
05/08/2025	<u>129</u>	ZOOM LINK for 5/9/2025 – ZoomGov Meeting https://vt-uscourts.zoomgov.com/j/1616772338?pwd=MHR2awlyeIgo0KHqU7VbgUx53LmzJe.1 or One tap mobile: +16468287666, 1617910049 US (New York); Meeting ID: 161 677 2338 Passcode: 238539. (law) Please be reminded that Judicial Conference policy prohibits the broadcasting of proceedings in federal courts. Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, or rebroadcasting of court proceedings pursuant to Judicial Conference policy. This prohibition applies to counsel, the parties, the media and any member of the public. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Entered: 05/08/2025)
05/09/2025	<u>130</u>	MINUTE ENTRY for proceedings held before Judge William K. Sessions III: Bail Hearing held on 5/9/2025. Adriana Lafaille, Jessie Rossman, Julian Bava, Lia Ernst, Monica Allard, Mudassar Toppa, Noor Zafar and Richael Davidson, Esqs. present for petitioner. Mahsa Khanbabai, Esq. present with petitioner remotely. Michael Drescher, AUSA present for respondents. Court inquires petitioner's waiver of personal appearance. The following witnesses examined for petitioner: Rumeysa Ozturk, Dr. McCannon, S. Johnson, and B. Penberthy. Statements by counsel. Court makes findings. ORDERED: petitioner to be released immediately on PR w/conditions; gov't is to notify the court when she is released; gov't to submit proposed order as to conditions of release after conferring with ICE. (Court Reporter: Johanna Masse) (law) (Entered: 05/09/2025)
05/09/2025	<u>131</u>	ORDER: Petitioner is to be released from ICE custody immediately on her own recognizance, without any form of Body-Worn GPS or other ICE monitoring at this time. Petitioner is not subject to any travel restrictions. Respondents counsel shall submit proposed conditions of release after conferring with ICE no later than 5/12/2025. Signed by Judge William K. Sessions III on 5/9/2025. (hbc) (Entered: 05/09/2025)
05/12/2025	<u>132</u>	TRANSCRIPT of Bail hearing held on May 9, 2025, before Judge William K. Sessions III. Court Reporter/Transcriber Johanna Masse, telephone number (802) 951-8102. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 6/5/2025. Redacted Transcript Deadline set for 6/16/2025. Release of Transcript Restriction set for 8/14/2025. (law) (Entered: 05/12/2025)
05/12/2025	<u>133</u>	REQUEST for Conditions of Release filed by Patricia Hyde, Michael Krol, Donald J Trump, Marco A. Rubio, Todd Lyons, Kristi Noem. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Proposed Order)(Drescher, Michael) Text clarified on 5/12/2025 (law). (Entered: 05/12/2025)
05/12/2025	<u>134</u>	STIPULATED MOTION for Status Conference filed by Rumeysa Ozturk. (Allard, Monica) (Entered: 05/12/2025)
05/13/2025	<u>135</u>	UNOPPOSED MOTION to Redesignate Case filed by Rumeysa Ozturk. (Allard, Monica) Text clarified on 5/13/2025 (law). (Entered: 05/13/2025)
05/13/2025	<u>136</u>	DECLARATION of Becky Penberthy by Becky Penberthy. (Allard, Monica) (Entered: 05/13/2025)
05/14/2025	<u>137</u>	NOTICE of Hearing: Telephone Conference set for 5/15/2025 01:30 PM before Judge William K. Sessions III.(law) (Entered: 05/14/2025)

05/14/2025	<u>138</u>	RESPONSE in Opposition re <u>133</u> REQUEST for Conditions of Release filed by Rumeysa Ozturk. (Allard, Monica) (Entered: 05/14/2025)
05/15/2025	<u>139</u>	MINUTE ENTRY for proceedings held before Judge William K. Sessions III: Telephone Conference held on 5/15/2025. Adriana Lafaille, Esq. present for petitioner and Michael Drescher, AUSA present for respondents. Court reviews proposed release conditions. Statements by counsel re: briefing schedule. ORDERED: petitioner to file briefing on discovery within 30 days and gov't to respond within 10 days; hearing on 5/22/2025 is cancelled; and granting <u>135</u> Unopposed Motion to Redesignate Case. (Court Reporter: Johanna Masse) (law) (Entered: 05/15/2025)
05/16/2025	<u>140</u>	OPINION AND ORDER granting <u>82</u> Motion for Release <i>Under MAPP v. RENO</i> . Signed by Judge William K. Sessions III on 5/16/2025. (law) (Entered: 05/16/2025)
05/16/2025	<u>141</u>	ORDER granting in part and denying in part <u>133</u> Request for Conditions of Release. Signed by Judge William K. Sessions III on 5/16/2025. (law) (Entered: 05/16/2025)
05/22/2025	<u>142</u>	UNOPPOSED MOTION for Appearance Pro Hac Vice of Michael Tan (Filing fee \$ 150 receipt number AVTDC-2079505) filed by Rumeysa Ozturk (Attachments: # <u>1</u> Affidavit of Michael Tan, # <u>2</u> Certificate of Good Standing) (Ernst, Lia) Modified on 5/22/2025 to clarify text/attachment (sjl). (Entered: 05/22/2025)
05/23/2025	<u>143</u>	ORDER granting <u>142</u> Motion for Admission Pro Hac Vice of Michael K.T. Tan. Signed by Judge William K. Sessions III on 5/23/2025. (This is a text-only Order.) (eae) (Entered: 05/23/2025)
05/23/2025	<u>144</u>	TRANSCRIPT filed for date(s) of 5/15/2025 before Judge William K. Sessions III as to <u>105</u> Notice of Appeal. Court Reporter/Transcriber Johanna Masse, telephone number (802) 951-8102. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER Redaction Request due 6/16/2025. Redacted Transcript Deadline set for 6/26/2025. Release of Transcript Restriction set for 8/25/2025. (hbc) (Entered: 05/23/2025)
05/23/2025	<u>145</u>	MOTION for Preliminary Injunction <i>Requiring Restoring SEVIS Record with Request for Oral Argument/Hearing</i> filed by Rumeysa Ozturk (Attachments: # <u>1</u> Declaration of Anna Garson, # <u>2</u> Declaration of Dahlia M. French)(Lafaille, Adriana) (Attachment 1 replaced and Additional attachment(s) added on 5/27/2025: # <u>3</u> Exhibit 1, # <u>4</u> Exhibit 2, # <u>5</u> Exhibit 3, # <u>6</u> Exhibit 4, # <u>7</u> Exhibit 5) (law). (Entered: 05/23/2025)
05/27/2025	<u>146</u>	NOTICE OF DOCKET ENTRY CORRECTION re: <u>145</u> MOTION for Preliminary Injunction <i>Requiring Restoring SEVIS Record</i> filed by Rumeysa Ozturk. The Declaration of Anna Garson was uploaded with its exhibits as a singular PDF. The documents have been broken apart and reattached on the docket. They are now separately attached to <u>145</u> and this entry. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5) (law) (Entered: 05/27/2025)